

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

&

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 8150 of 2005

Between:

K. Chinnakka, R/o. Super Bazar Road, Proddatur, Kadapa District.

..... PETITIONER

AND

- 1 The Station House Officer, Proddatur, Kadapa District.
- 2 The Superintendent of Police, Kadapa District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an Order, direction, or a writ, more particularly one in the nature of Writ of Habeas Corpus directing the Respondents herein to produce Y. Krishna Deva Rayalu, son of the petitioners herein before this Hon'ble Court, who was illegally taken away by the Police Personnel of Proddatur Police Station from the premises of the Petitioner's house apprehending danger to his life, and set him at liberty forthwith.

Counsel for the Petitioner: FAX MESSAGE

Counsel for the Respondents: THE ADVOCATE GENERAL

The Court made the following :

ORDER: (Per Hon'ble Sri Justice B. Sudershan Reddy)

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This writ petition is taken on file on the strength of the fax message sent to this Court by the petitioner stating that the respondents have taken her son, Y. Krishna Deva

Rayalu, into custody and have not produced him before any Court.

The petitioner apprehending danger to the life of her son sent the fax message.

The Sub-Inspector of Police, Proddatur, Kadapa District filed a detailed affidavit, in which, it is, inter alia, stated that on the instructions of the Deputy Superintendent of Police, Proddatur, Sub-Division I, enquiries were caused with all the four police stations and the enquiries reveal that the alleged detenu was not taken into custody by any of the Police Officers either on 10.04.2005 or on any subsequent date. The alleged detenu is not required in any of the pending cases in all the four police Stations either as accused or as a witness. It is stated that there was no occasion of arresting the alleged detenu, as alleged in the fax message.

In such view of the matter, no further directions are required to be issued by this Court in this writ petition.

The writ petition is accordingly closed.

B. SUDERSHAN REDDY, J

Date:25-04-2005

C.V. RAMULU, J

NN/PV

Copies to:

- 1 The Station House Officer, Proddatur, Kadapa District.
- 2 The Superintendent of Police, Kadapa District.
3. Two C.Cs to the Advocate-General, High Court Buildings,
High Court of A.P., Hyderabad (O.U.T.)
4. Two C.D copies.